

*Calendar of Events—*

*February, 2005*

*February 2—2:00 p.m.  
Board of Public Works*

*February 3—6:30/6:45 p.m.  
Public Hearings P&Z*

*February 3—7:00 p.m.  
Planning & Zoning*

*February 7—Noon  
Police & Safety*

*February 8—7:00 p.m.  
Trustees*

*February 21—7:00 p.m.  
BPW Jakes Creek Trail  
User Charge Review*

*Note: All meetings /events are held in the Treehouse Condo Club Room unless noted otherwise. As of publication, these are the only meetings scheduled.*

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## Board of Public Works is On the Move Jakes Creek Trail Project

The Board of Public Works has been diligently working to get the Jakes Creek Trail Project underway.

At this time, the Directors are finalizing the facility plan, connection policy and user charge fees.

In order to meet the criteria for the State Revolving Loan from the Department of Natural Resources, ordinances for the system will be adopted by the Board of Trustees. The first ordinance, Bill Number 86, Ordinance Number 05-01, regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system(s); and providing penalties for violations thereof: in the Village of Indian Point, County of Stone, State of Missouri was read by title at the January Board of Trustees meeting. The Ordinance has been placed in the Village office for anyone residing in the Village to read and make comment. The second reading, by title only, will be done at the February Board of Trustees meeting.

The second ordinance, which establishes a user charge system in the Village of Indian Point, County of Stone, State of Missouri, to provide funds needed to pay for all expenses associated with the Village of Indian Point's Jakes Creek Trail wastewater treatment works will be read by title only at the February

Trustees meeting. This ordinance will be placed in the Village office for review by the public and final reading, by title only, will take place at the March Trustees meeting.

The BPW will be holding a special meeting on Monday, February 21, 2005, 7:00 p.m. at the Treehouse Condo Club Room to discuss the user charge ordinance and fees. The meeting, as all of the village meetings, is open to the public. If you have questions, regarding the Jakes Creek Trail Project, you need to attend, ask the questions, and get informed.

The Board of Public Works has worked very hard to ensure that the first project, Jakes Creek Trail, is affordable for the users and meets the Department of Natural Resources requirements. They will continue to work on other areas to ensure that affordability and criteria is met throughout the Village.

The wastewater project has been on the books for a long time and finally the "pieces of the puzzle" are being put together!



## TRUSTEES JANUARY MEETING

The Board of Trustees met on January 11, 2005 at 7:00 p.m. in the Treehouse Condo Clubroom to review and/or take action on the following:

- Minutes from the December meetings were approved as written.
- December financials were reviewed and filed for audit.
- First Reading, Bill Number 87, Ordinance 05-02, Noise Nuisance was approved.
- Resolution 05-01, Opposing sales/area state tax for wastewater was approved.
- Corp of Engineers Parking Status was tabled.
- First Reading, Bill Number 86, Ordinance 05-01, Use of Public & Private Sewers read by title only and approved. Ordinance placed in Village office for public comment.
- Arno Wehr II appointed to a second four (4) year term on the BPW.
- One year extensions approved for Table Rock Sunset Condominium and The Timbers preliminary plats.
- The preliminary plat for the Bay-

side project, Stillwaters Resort was approved pending approval by the Village Engineer.

- Second reading Bill Number 87, Ordinance 05-02, Noise Nuisance, was read and adopted.
- Consideration for a part-time clerical assistant was tabled.
- Approval to amend the ordinance for the order of business was approved to be prepared and presented in February.
- Police and Safety—Paul Hough reported that a review of the noise ordinance and signs were accomplished at the meeting.
- Planning and Zoning Commission—Greg Maycock reported that the request for rezoning in Table Rock Beach subdivision was denied due to compatibility.
- Board of Public Works—Greg Maycock reported that work is continuing on the Jakes Creek Trail Project and noted that special meetings will be held January 19th, February 21st and February 28th.
- Roads—Jim Daily reported that due to weather, work has been delayed on Long Lonesome Trail and Hilltop.
- CAAD—Kent Turner reported that Ozark Mountain Nature Trail approved a match of \$5,000 to be used for trails in the Village.
- Recycling—Betty Fier reported that the aluminum recycling fund has \$800.00 for beautification. She also

reported on the grant for the pad and fencing and free trailer for paper collection.

- Transportation Coalition—Jan Hoynacki reported that Great River Engineering is reviewing the area for the proposed new road.
- Accounts payable were approved as presented.
- Comments from the floor: Comments were made regarding trails throughout the United States.
- Meeting adjourned at 8:55 p.m.

*Copies of the actual minutes of the meeting are in the Village office. If you would like a copy, the cost is \$1.00 per month and the proper forms are available in the office to receive a copy or download the minutes from the website at no charge!*

## 2005 Budget

The Board of Trustees presented the 2005 budget in a public hearing on December 21, 2004 and approved the Budget in a special meeting following the hearing.

### 2005 Budget

#### Projected Revenue

<b>Sales Tax</b>	<b>\$140,000.00</b>
<b>Road Tax</b>	<b>\$ 30,000.00</b>
<b>Other Income</b>	<b>\$ 9,800.00</b>
<b>Capital Tax</b>	<b>\$ 70,900.00</b>

**Total Revenue**      **\$250,700.00**

#### Expenses

<b>Admn</b>	<b>\$ 63,520.00</b>
<b>Police</b>	<b>\$ 47,836.00</b>
<b>P&amp;Z</b>	<b>\$ 1,000.00</b>
<b>CAAD</b>	<b>\$ 25,000.00</b>
<b>BPW (Gen)</b>	<b>\$ 11,400.00</b>
<b>BPW (Cap)</b>	<b>\$ 23,000.00</b>
<b>Roads</b>	<b>\$ 78,800.00</b>

**Total Expenses**      **\$250,556.00**

## Planning & Zoning Commission to hold Public Hearings

The Village of Indian Point, Missouri Planning & Zoning Commission will hold two public hearings on Thursday, February 3, 2005 at 6:30 PM/6:45PM at the Treehouse Condominium community room.

6:30 PM Hearing will be to listen to comments regarding a rezoning application from Randy & Marilyn Taylor,

2026 Indian Point Road from R-1 to C-1.

6:45 PM Hearing will be to listen to comments regarding a preliminary plat for The Cliffs by Argonaut Midwest.

All interested parties are invited to attend both hearings and make public comments.

## Springtime Gripes

By: Arno Wehr II

Gripes are the first fruits of Spring. It probably is a thing in our DNA that comes from our ancestors as they emerged from their winter caves scratching under their long johns. So over coffee or root brew they sat in a circle and studied their mutual gripes.

The top of the list was, and continues to be, the "damdeer". Damdeer, now simply called deer, eat our flowers and attack our cars. They rank high with geese who fertilize our docks and chase our boofy little dogs. Further down the gripe top 10, we have the wild cats, roaming dogs, and stuff snatching raccoons and teenagers.

These above comments are from Sheboygan, Wisconsin and not to be confused with our peninsula. Here we feed deer, drive to fast to let them get out of the way, let our extra cats run away and put our stuff out for anyone to take. We also never talk about sewage running over our tulip bed, standing water

breeding tiger mosquitoes, lots of traffic, ad infinitum. Well about traffic, we do gripe about that, but only when we get personally caught in it. Just like when we personally step into a mushy spot at the neighbors.

Seems that what we don't gripe about is factory noises, pollution clouds, drive by shootings, and a lot of issues Sheboygan has or even New York City has. We live in a small rural country community, duh? Four billion Chinese never heard of us and to them our tiny little gripes are insignificant when compared to their next years' annual flood. So if you are a "gripee" maybe you should convert to become a "gripo".

Gripes stop over feeding wildlife and let momma nature adjust her brood. Gripes help clean up trash, they recycle, stop mosquito breeding and become good citizens. They also avoid knee jerk reactions to the small issues

of the day and look at a bright future as they live on Indian Point. Oh sure, some of us will never be satisfied until the crappie come back. Obviously, there are levels of "Gripes". The top Gripo is like Mother Teresa or some ex-car dealer who sold you your '56 Chevy. We have some goals we still have to attain, don't we?

Now, if we can pick the top few "gripefruits" on Indian Point that may have substance, these could be as follows: We need to stop raw sewage outflows—We need to have decent places to walk and a park or two—We need to encourage community minded volunteers (Gripes) to help out.

Forgive this writers pet grip, we need a well run local community church. Let's gather around the spring campfire and drum up a little interest. What's yours?

## Recycling News

By: Betty Fier

### INDIAN POINT VILLAGE TO RECEIVE GIFT—HOW CAN YOU CONTRIBUTE OR HELP?

The Nestle Ralston Purina Pet Care Company will provide our Village with a bin for the collection of paper products to recycle into cat and dog litter, provided we find a location for the bin and care for the bin properly by recycling only appropriate materials. Our Village Trustees are receptive to accepting the receptacle provided it is located on a site that will aesthetically congruent with our beautification projects. It was suggested at the January Village Board meeting that we could possibly locate the bin on Village property known as the helicopter pad site area. To use this property for the Village Recycling Project, we will need to be "good neighbors" to the Tribesman Resort located across the road. It was Further suggested that a berm be created for a camouflage for the Village recycling Project. **Now is the time to help.** Both

monies and labor are needed to build a berm. Please contact Betty at 263-0436 or Kathy at the Village office if you will help out. Thank you!

### PLEASE RECYCLE ONLY ALUMINUM IN THE ALUMINUM RECYCLING SITES LOCATED AT THE COTTAGE, DEER RUN, WHITE-WING RESORTS AND TREE-HOUSE CONDOMINIUMS. ARE YOU RECYCLING YOUR ALUMINUM?

Do you wish to have an aluminum recycling bin on your property to be collected for the Village Beautification Project? For more information on recycling aluminum contact Betty at 263-0436 or Kathy at the Village office.

The Village will be able to add other recyclable materials for collection once we have a fence, pad and recycle trailer. A trailer to collect recyclable materials such as plastics, tin cans and corrugated cardboard will be in addition to the bin we may receive from the Purina Pet Care Company. A grant written for the fence and pad has been approved and passed by the Southwest Solid waste District. The next step to

receive the funds must be approved by a Division of Natural Resources Committee which allocates funding.

## Indian Point Women's Club News

by: Betty Fier

The next meeting of the Indian Point Women's Club will be held at the Olive Garden Restaurant in Branson on Monday, February 7, 2005 at 11:30 am. For more details and for a reservation, please contact Geri Ensich, 338-4535.

At the January meeting, the beautification fund grew to \$860.72. This fund has come from the aluminum recycling program begun last summer plus gifts received for the project. These monies are being placed in a separate account and are designated for providing shrubs for the future Village Community Building.

**Village of Indian Point**  
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**Indian Point Police call**  
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**877-747-8977**

*We're on the Web*  
*<http://indianpoint-mo.gov>*

**The Village Office will be closed**  
**Monday, February 21st in**  
**observance of President's Day**

Postal Customer

## Chief's Notes

### **"You have the right to remain Silent"**

Not long ago I was watching one of the more popular "cop" shows on television and about jumped out of my chair when a street cop immediately began reading the suspect his "rights" as he was putting him in handcuffs. So I thought I would clarify the matter as I have been told by suspects in the past, "you didn't read me my rights!".

Miranda vs. Arizona (the case that started it all)

In 1963, Ernesto Miranda was arrested in Phoenix, Arizona for armed robbery of a bank worker. He already had a record for armed robbery, and a juvenile record that included attempted rape. While in police custody, he signed a written confession to the robbery and to the kidnapping and rape of an 18 year old woman just 11 days before the

robbery. After the conviction, his lawyers appealed on the grounds that Miranda did not know he was protected from self-incrimination.

The case made it all the way to the Supreme Court, where the conviction was overturned. In a landmark ruling issued in 1966, the court established that the accused have the right to remain silent and that prosecutors may not use statements made while in police custody unless the police have advised them of their rights, commonly called the Miranda Warning. The case was later retried and Miranda was convicted on the basis of other evidence and served 11 years. He was paroled in 1972 and died in 1976 at the age of 34 after being stabbed in a bar fight. A suspect was arrested in the case but chose to exercise his right to remain silent and was released.

So there you have the story on how it all started. But that's not all. The leading misconception about the Miranda Warning is that police officers are required

to advise the suspect(s) of their rights upon him or her being told they are under arrest. This is not true. They only have to be advised of their right to remain silent before any custodial interrogation. Anything the suspect(s) may say on his or her own free will, (let's say while in the back seat of a patrol car on the way to jail) is in fact allowed testimony. So when you see the "cops" on television throwing someone against the car and telling them "you have the right to remain silent", valuable testimony related to the crime just may have been lost!

Ref: <http://www.thecapras.org>  
Miranda vs. Arizona, Ernest  
Miranda

Stay safe Indian Point !!!!

Your Chief of Police,  
Carl McKinney